

Plaintiff's objections, liberally interpreted, are construed as asserting that he is not responsible for payment of the filing fee. Plaintiff asserts he is an authorized officer or "Ambassador/ a Representative" with the "authorized power with authority given by 'God' and invested in [him]" and he is "a claimant at law as an authorized officer for the law known as 'common law/God's law.'" Further, Plaintiff's conclusory allegations of "ongoing organized

crime” at the Lewis Unit are insufficient to excuse his failure to either pay the filing fee or submit an application to proceed *in forma pauperis* in this action. The Texas Department of Criminal Justice, Correctional Institutions Division, has established procedures whereby an inmate may obtain the certified statement of his inmate trust account and authorize the payment of filing fees. *See Morrow v. Collins*, 111 F.3d 374, 375-76 (5th Cir. 1997) (taking judicial notice of TDCJ procedures and dismissing appeal for want of prosecution, even though prisoner claimed he could not get a statement of his account due to hostility on the part of prison officials). A notice to inmates was provided by TDCJ, informing all inmates of the procedure. *Id.*

ORDER

Accordingly, plaintiff’s objections are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. Plaintiff may reinstate the above-styled action either by paying the full \$402.00 filing fee or submitting an application to proceed *in forma pauperis* within thirty (30) days from the date of this order. A final judgment will be entered in this case in accordance with the magistrate judge’s recommendation.

Signed this date

Sep 25, 2023



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE